

Board of Selectmen
Tuesday, February 26, 2013

A Board of Selectmen meeting was held on Tuesday, February 26, 2013 in Conference Room A of Rockport Town Hall with four selectpersons present (Selectperson Sheedy was absent; the Town Administrator was not in attendance).

7:00 Meeting Called to Order

Pledge of Allegiance and Moment of Silence

Approval of Minutes of February 5, 2013: Selectperson Murphy moved that the Board of Selectmen approve the minutes of February 5, 2013, Selectperson Wilkinson seconded, Vote: 3-0. Selectperson Wilkinson abstained as she was not in attendance on 2/5/13.

Approval of 2/5/13
Minutes
Motion Approved

Interview did not take place with Jason Balzarini so remove that statement, page 3, before the Town Administrator report, change to: Mr. Parady would drop off the information, then it will be forwarded to Town Council.

Approval of Minutes of February 8, 2013: Selectperson Fleming moved that the Board of Selectmen approve the minutes of February 8, 2013, Selectperson Murphy seconded, Vote: 3-0. Chairperson Battistelli abstained as she was not in attendance on 2/8/13.

Approval of 2/8/13
Minutes
Motion Approved

Approval of Minutes of February 12, 2013: Selectperson Wilkinson moved that the Board of Selectmen approve the minutes of February 12, 2013, Selectperson Murphy seconded, Vote: 3-0, Selectperson Wilkinson abstained as she was not in attendance on 2/12/13.

Approval of 2/12/13
Minutes
Motion Approved

Amendments: The Board requested that the Town Administrator have her goals ahead of time so they are available at the beginning. Selectperson Sheedy talked about new board members, she felt it would be a good idea for new members to be aware of the nature of all meetings so all members are prepared to ask questions, and when State Representatives were in town, the board members would like to be informed.

Selectmen Updates and Liaison Reports: Selectperson Murphy stated that he cannot attend tomorrow night's School Committee Meeting, Senator Tarr and Representative Ferrante will be in attendance. Selectperson Fleming stated that she is going to try to attend.

Selectmen Updates &
Liaison Reports

Chairperson Battistelli stated that during the storm the emergency and shelter operations did an exceptional job. The Town Administrator and School Supt. staffed the shelter at the High School. Selectperson Wilkinson said she received some complaints around snow still remaining on some sidewalks; the DPW is in the process of taking care of it.

Public Comment Period: Toby Arsenian, 95 Granite Street, stated that at the workshop meeting last week no public comment was allowed. He requested that he could have five minutes at the next workshop. He stated that under the CIPC comments, he had requested that the board appoint a second board member to the CIPC committee; he is hoping that will happen. He continued that he received no response on his request to devote part of a workshop to the capital improvement

Public Comment
Period

process from start to finish, and also to take some time at a meeting to explain the whole capital improvement process so the public can understand. M. Vieira commented that the CIPC meetings are public.

Frederick Tarr, 154 Main Street, stated that there is no progress on Metropolitan Planning; he would like to keep the pressure on. He continued that there has been no action on the Annisquam Railroad Bridge. He commented on the Long Beach leases, and believes an escape clause should be included because there are many questions about the seawall.

Chairperson Battistelli provided an update, she said she has been in touch with Nick Barletta, she said that there is a plan; it's scaled down. She continued that the MBTA Committee can be invited to attend a meeting so everyone can hear it. She has heard that the funding is secure; she stated that we'd be working with our own DPW crew.

Town Administrator's Report: M. Vieira stated that the Town Hall offices are being upgraded. He stated that everyone did a wonderful job done over the blizzard; there were over 500 public safety calls with officers being dispatched. He stated that on the Long Beach lease research, they're shifting gears toward research and market data. He concluded that in July the Board of Selectmen will receive the complete information. There will be substantial legal review; the existing leases are ten year leases. He commented that the school committee has accepted the position regarding IT, and that Senator Warren's office has been contacted regarding the seawall looking for federal funds. M. Vieira stated that they've been working on a hiring protocol to bring some consistency and clarity to the hiring process; they will be getting participation from the personnel board. His office is also working on a staffing plan for the police department; there will be a comprehensive plan to bring back to the Board of Selectmen. The Moderator is coming up with a new format for hand-outs and comprehensive books.

Selectpersons Fleming and Sheedy are looking for a spot on the agenda at a subsequent meeting regarding the Community House Rules.

7:20 Action List

Action List

Acceptance of
\$60,000 Gift from
Lura Phillips Trust
Millbrook Meadow
Motion Approved

Acceptance of \$60,000 Gift from Lura Phillips Trust: Selectperson Murphy moved that the Board of Selectmen accept a gift in the amount of \$60,000 from the Lura Hall Phillips Trust to be used for the Millbrook Meadow Park Restoration Project, Selectperson Fleming seconded, Vote: 4-0.

Sam Coulbourn, Chairman of Millbrook Meadow Committee, thanked the trust; he stated that the Committee has been in place since 1994. The funds are to be used for the restoration project, not ordinary upkeep. The list of approved purposes are: Feasibility studies and visioning, Arborist, Preliminary and Schematic Design, Design Development and Permitting, Final Design, Construction, Repair of stairs, Walls, Brook, Paths, Meadow Grading and Drainage, Pond Dredging, Final Restoration, Planting of Trees and Shrubs, Wetlands Restoration and Infrastructure to waterways, including Mill Brook and Mill Pond. Gunilla Caulfield, 988 High Street, from the Lura Hall Phillips Trust was in attendance to present the check.

Acceptance of
Resignation of John
Taylor
Motion Approved

Acceptance of Resignation of John Taylor: Selectperson Wilkinson moved that the Board of Selectmen accept the resignation of John Taylor, Selectperson Fleming seconded, Vote: 4-0.

83 Long Beach Lease: Selectperson Murphy moved that the Board of Selectmen approve and sign a lease for 83 Long Beach with Bernard J. Hardy and Bernadine Sears, to reflect a name change, Selectperson Fleming seconded, Vote: 4-0.	83 Long Beach Lease Motion Approved
156 Long Beach Lease: Selectperson Fleming moved that the Board of Selectmen approve and sign a lease for 156 Long Beach with Bernard J. Hardy and Bernadine Sears, to reflect a name change, Selectperson Wilkinson seconded, Vote: 4-0.	156 Long Beach Lease Motion Approved
Appointment of Thacher Island Keepers: Selectperson Wilkinson moved that the Board of Selectmen approve the 2013 list of Thacher Island Keepers as reflected in the 2013 Schedule submitted February 19, 2013, Selectperson Fleming seconded, Vote: 4-0.	Appointment of Thacher Island Keepers Motion Approved
Warrant Articles: Chairperson Battistelli recommended a motion. Selectperson Wilkinson moved that at Spring Town Meeting Articles A-F be added to the warrant, seconded by Selectperson Murphy, Vote: 4-0.	Warrant Articles STM A-F Motion Approved
Selectperson Fleming moved that at the Annual Town Meeting Articles 1 through 7 be approved as presented, Selectperson Murphy seconded, Vote: 4-0.	ATM Articles 1-7 Motion Approved
Selectperson Murphy moved that Articles A through I in the Lottery system be added, Selectperson Fleming seconded, Vote: 4-0.	Articles A – I Lottery System Motion Approved
Selectperson Wilkinson moved that Article L, \$65,000 back to CPF, open space, M, and N and O be added to the warrant, Selectperson Fleming seconded, Vote: 4-0.	Article L – O Motion Approved
Selectperson Wilkinson moved that Article P on the Long Beach Sediment Transport Study be added to the warrant, Selectperson Fleming seconded, Vote: 4-0.	Article P, Long Beach Sediment Transport Study Motion Approved
Selectperson Fleming moved that Articles Q and R be added to the Spring Town Meeting warrant, seconded by Selectperson Wilkinson, Vote: 4-0.	Articles Q & R STM Motion Approved
Selectperson Murphy moved that Article S, adopting local option for a meals tax be added to the warrant, Selectperson Fleming seconded. Vote: 4-0. Chairperson Battistelli said this article was delivered to the office. It was discussed by the Finance Committee last year. Selectperson Wilkinson stated that she was not in favor of this article. Selectperson Fleming stated that Gloucester has a meals tax. Selectperson Murphy stated that the voters should decide. Chairperson Battistelli said that the board could remove the article next week even if it's approved tonight.	Article S Motion Approved
Selectperson Murphy moved to add Article S to the warrant, in favor were Selectpersons Murphy and Fleming, opposed were Selectpersons Battistelli and Wilkinson, motion on Article S was not approved. Vote 2-2, motion does not pass.	Article S Motion Denied
Article T on Spring Town Meeting to increase room's tax, Selectperson Murphy seconded, Vote: 1-3, did not pass.	Article T Motion Denied
Selectperson Fleming moved to add Article U to the warrant, Criminal History Check Authorization, Selectperson Fleming seconded, Criminal History Check Authorization, Selectperson Wilkinson seconded, Vote: 4-0.	Article U Motion Approved
Selectperson Murphy, moved to add Article V, on outdoor display violation fees, to the Spring Town Meeting warrant, Selectperson Fleming seconded, Vote: 4-0.	Article V Motion approved

Articles W & X Motion Approved	Selectperson Wilkinson moved to add Articles W and X to the warrant, changing date of town meeting, seconded by Selectperson Fleming. Vote: 4-0.
Article Y Motion Approved	Selectperson Fleming moved to add Article Y to the Annual Town Meeting, authorizing Long Beach Lots for 10 year terms up to 30 years, seconded by Selectperson Murphy, Vote: 4-0.
Article Z Motion Approved	Selectperson Wilkinson moved to add Article Z to the warrant, on the High School Apartment Lease, 51 years, seconded by Selectperson Fleming, Vote: 4-0.
Articles AA and BB Motion Approved	Selectperson Wilkinson moved to add Articles AA and BB to the warrant, Selectperson Murphy seconded, on easements, Vote: 4-0.
Article DD Motion Approved	Selectperson Murphy moved to add Article DD on zoning to the warrant, Selectperson Wilkinson seconded, Vote: 4-0.
Article EE Motion Approved	Selectperson Fleming moved to add Article EE to the warrant, Selectperson Murphy seconded, Vote: 4-0.
Article FF & GG Motion Approved	Selectperson Wilkinson moved to add Articles FF and GG to the warrant, Selectperson Murphy seconded, Vote: 4-0.

7:50 Selectmen Briefings

Selectmen Briefings	SeniorCare, Inc., Scott Trenti, new Executive Director, is presenting. He introduced Jane Moginot, a board member from Rockport. He summarized some statistics on Rockport – he said they have 78 homecare clients, they cover nine communities. He commented that Roger Lesch from the Police Department and Diane Bertolino from the COA send referrals. They provide meals to 86 individuals each week in Rockport; they are homebound elders, they provide 113 meals at the COA building. They are involved with Harborlight Properties, Pigeon Cove Ledges and perhaps ultimately Rockport High School apartments. He stated that they have five care managers and four nurses. They have an emergency partnership collaboration between the local police and local COA for elders. They identify those that, in an emergency, wouldn't be able to respond; currently there are two in Rockport. They work with younger individuals with disabilities as well.
SeniorCare Scott Trenti	
Cape Ann Tool Company	Cape Ann Tool Company: Michael Rauseo, owner the Yankee Clipper Inn and property on Beach Street, and Atty. Brian Cassidy from Peabody in attendance. They explained the planned redevelopment of the site. The prior plan included six buildings with 25 units. Their current proposed plan was presented two weeks ago to the Conservation Commission. They have applied for and have been granted a demolition permit once the cleanup has been completed. The most significant decision is based on the residential nature of the program; the prior plan of 25 condo units is out of character with the neighborhood. The current plan is to create 14 lots and have 13 single family house lots and the 14 th lot will be the machine shop building; rehabilitated and reused. The prior large building blocked the views from the neighbors. This new plan has better view corridors, and is more in keeping with the neighborhood aspect of Pigeon Cove. A deed restriction will exist that any homes built are going to be built with the same character of Pigeon Cove. Town houses would require parking lots and lighting, this new plan has less environmental impact. Public access is being maintained. An amendment to the Chapter 91 license has been filed to add 19 boat slips, and floats along the seawall, there will be 2 slips for

transient use and 1 for a water taxi, bathrooms will be included. These lots will not require variances or special permits.

Selectmen Briefing

(continued)

Chairperson Battistelli stated that this is a briefing; there are local boards that need to review this. Also the affordable housing aspect is not in this plan.

Cape Ann Tool Co.

Selectperson Murphy inquired what the next step is.

Atty. Cassidy said first site clean-up, then the Chapter 91 amendment. He continued that approval is not required on this plan, just the Planning Board. Due to the water usage the state will review it. The more Rockport shows their support for this project, the more the state will see it as an amendment. It was stated that all demolition will take place at once, and each residence will be approximately 2,500 to 3,000 sf.

Sam Coulbourn questioned if another site plan review would be necessary because there have been so many changes. The property was looked at as one block, one thing. He stated that this was approved by the town, now it's turned upside down.

Zenas Seppala, stated that any additions of dockages and slips necessitates a Site Plan Review. He continued that the best option before had the tax revenue at approximately \$230,000, now the plan is to reduce the size and number of residential units. He questioned how this will impact revenue to the town.

8:40 Discussion Items

Discussion Items

Selectmen's Requirements for Road Races – drafting some road race rules was discussed. The board is supportive of races as long as the start time is no earlier than 9am with no music or bullhorns until 8:30 am. Those historically approved races will go forward.

Road Races

Board of Selectmen Meetings Venue: The Peggy Brenner Room at the Library was discussed as a more comfortable venue for the Board of Selectmen meetings. The room is reserved during the last Tuesday of every month. It was decided to try to hold a workshop there and see how it goes before making any recommendations on a permanent change to the location.

Board of Selectmen
Meetings Venue

Toby Arsenian, 95 Granite Street stated that he doesn't drive and town hall is central.

Selectmen Chair and Vice Chair Rotation Policy: Discussion ensued on changing the policy so a Chair or Vice Chair could remain for more than one term if they wished to remain and the board members were also in favor of their remaining. No vote taken on this.

Selectmen Chair and
Vice Chair Rotation
Policy

9:05 Selectperson Fleming moved to adjourn, Selectperson Murphy seconded, Vote: 4-0.

Warrant signed:

Warrant signed for the Fiscal Year 2013 Payroll and Expenses for the week of 2/28/13 in the amounts of \$103,698.83 and \$433,867.27 respectively.

Items signed:

Long Beach Lease, #83

The Captain's House – Lodging House

Harbor Lights Pizza, Common Victualler's License